

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Group No.: 1745

Examiner:  
Mercado, Julian A.

Serial No.: 09/864,788

Filing Date: 24 May 2001

Title: METHOD FOR SOLID OXIDE FUEL  
CELL ANODE PREPARATION

## TERMINAL DISCLAIMER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The undersigned represents that the Petitioner, THE TRUSTEES OF THE UNIVERSITY OF PENNSYLVANIA, a corporation organized and existing under and by virtue of the laws of the State of Pennsylvania, having its principal place of business at 3700 Market Street, Suite 300, Philadelphia, Pennsylvania 19104-3147 represents that it is the owner of the entire right, title and interest in and to application

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Mark E. Fajer  
Type or print name of person signing certification

Mark E. Fajer 28 Oct. 2003  
Signature Date

GRI-01-009

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Serial No. 09/864,788, filed 24 May 2001, entitled METHOD FOR SOLID OXIDE FUEL CELL ANODE PREPARATION by assignment.

The chain of title for the subject application is as follows: from Raymond J. GORTE and John M. VOHS (Applicants) to The Trustees of the University of Pennsylvania, recorded at Reel 010094, Frame 0372 in the United States Patent and Trademark Office, on 19 July 1999, executed on 10 June 1999 and from Radu CRACIUN to The Trustees of the University of Pennsylvania, recorded at Reel 010102, Frame 0613 in the United States Patent and Trademark Office, on 19 July 1999, executed on 22 June 1999.

The Petitioner, THE TRUSTEES OF THE UNIVERSITY OF PENNSYLVANIA, hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 09/914,638, filed on 27 December 2001, of any patent on the pending second application, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent granted

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on the second application, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, the Petitioner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I, the undersigned attorney of record, have reviewed all the documents in the chain of title of the above-identified application and to the best of my knowledge and belief, title is in the petitioner, THE TRUSTEES OF THE UNIVERSITY OF PENNSYLVANIA.

The Commissioner is hereby authorized to charge the fee for the Terminal Disclaimer to Deposit Account No. 502045. A duplicate copy of this sheet is enclosed.

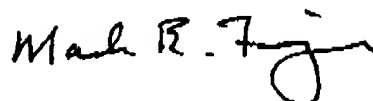
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Respectfully submitted,



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